



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

May 11, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

#62 MAY 11, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD
REHABILITATION AND REPLACEMENT OF RUNOFF
REGULATION FACILITIES AT A FLOOD CONTROL DAM
MORRIS DAM INLET/OUTLET REHABILITATION PROJECT
IN THE ANGELES NATIONAL FOREST
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to approve a project to rehabilitate and replace flood control facilities for the Morris Dam Inlet/Outlet Rehabilitation Project in the Angeles National Forest; adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award, execute, and implement a consultant services agreement for the preparation of a baseline construction schedule and environmental plans and a construction contract with the apparent responsible contractor with the lowest responsive bid.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Approve the project and adopt the plans and specifications for Morris Dam Inlet/Outlet Rehabilitation Project, rehabilitation and replacement of runoff regulation facilities at a flood control dam, in the Angeles National Forest, at an estimated cost between \$9,000,000 and \$12,000,000.
2. Call for bids to be received on June 22, 2010.

3. Instruct the Executive Officer of the Board of Supervisors to advertise the project and seal and return the plans and specifications to the Department of Public Works for filing.
4. Authorize the Director of Public Works or her designee to award and execute a consultant services agreement with the apparent responsible contractor with the lowest responsive bid to prepare a baseline construction schedule and environmental plans for a \$30,000 not-to-exceed fee funded by existing project funds.
5. Authorize the Director of Public Works or her designee to award and execute a construction contract with the apparent responsible contractor with the lowest responsive bid within the estimated cost range, approve the Faithful Performance and Labor and Material bonds and insurance submitted by the contractor, and deliver the project.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval from the County of Los Angeles Board of Supervisors (Board), acting as the governing body of the Los Angeles County Flood Control District, to adopt the plans and specifications; advertise for bids; and delegate to the Director of Public Works (Director) or her designee authority to award, execute, and implement a consultant services agreement to prepare a baseline construction schedule and environmental plans for a \$30,000 not-to-exceed fee and a construction contract with the apparent responsible contractor with the lowest responsive bid for the replacement of flow control valves, a generator, control house and control systems, and the performance of other appurtenant work.

The proposed consultant services agreement to prepare a baseline construction schedule and environmental plans that conforms to the County of Los Angeles' (County) specifications is critical to successfully manage construction activities by both the contractor and the County, and a responsible contractor must be able to produce these deliverables. Bid specifications provide that if the apparent lowest bidder fails to complete acceptable deliverables, the Department of Public Works (Public Works) may return to your Board to recommend that the bidder be determined nonresponsive and recommend awarding the construction contract to the next apparent responsible contractor with the lowest responsive bid contingent on that bidder completing deliverables that conform to the County's specifications.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1), Community and Municipal Services (Goal 3), and Public Safety (Goal 5). The recommended actions will help achieve these goals by providing a means to operate the dam more efficiently and effectively, which will facilitate flood control and water conservation services to communities downstream of the dam.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The proposed project is estimated to cost between \$9,000,000 and \$12,000,000. On April 15, 2008, Agenda Item 45, your Board approved accepting a \$25,000,000 Proposition 50, Chapter 8, Implementation Grant from the California Department of Water Resources to fund construction of 14

projects including this Flood Control District project, which will receive \$5,135,634 from the grant to partially reimburse project cost. Sufficient funds to cover the cost of this project are included in the Fiscal Year 2009-10 Flood Control District Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project, to contract for the replacement of flow control valves, a generator, control house and control systems, and the performance of other appurtenant work, is part of Public Works ongoing program for the operation and maintenance of runoff regulation facilities. It will be advertised in accordance with Section 20991 of the State Public Contract Code.

This project is to be completed in 320 working days. It is estimated the work will start in October 2010 and be completed in February 2012.

Delegating to the Director or her designee the authority to award and execute this construction contract allows an expedited contracting process to complete the work.

The contract agreement will be in the form previously reviewed and approved as to form by County.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On May 29, 2007, Agenda Item 69, your Board approved the Mitigated Negative Declaration and Monitoring and Reporting Program for this project.

CONTRACTING PROCESS

This project will be contracted on an open-competitive bid basis. The award by the Director or her designee will be made after review of the bids and determination of the apparent responsible contractor with the lowest responsive bid meeting the criteria established by your Board and the State Public Contract Code and successful completion of the deliverables provided through the consultant services agreement.

To increase contractor awareness of our program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by providing a means to operate the dam more efficiently and effectively, which will facilitate flood control and water conservation services to communities downstream of the dam.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Construction Division.

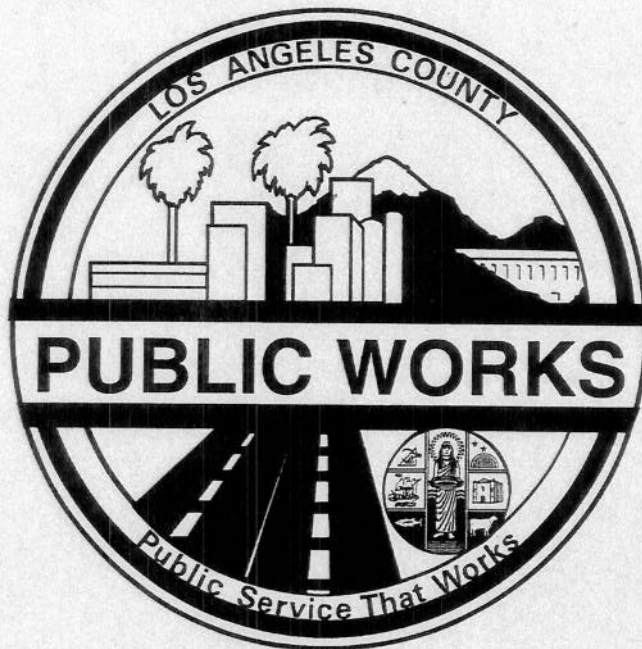
Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The signature is written in a cursive, flowing style.

GAIL FARBER
Director

GF:JTS:lg

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office
Office of Affirmative Action Compliance



NOTICE INVITING BIDS,

SPECIAL PROVISIONS

AND

SAMPLE AGREEMENT

FOR

PROJECT ID NO. FCC0000496

FILED
BOARD OF SUPERVISORS

62 of 5-11-2010

DATE

SACHIA A. HAMAI
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

By _____, Deputy

MORRIS DAM
INLET/OUTLET REHABILITATION PROJECT

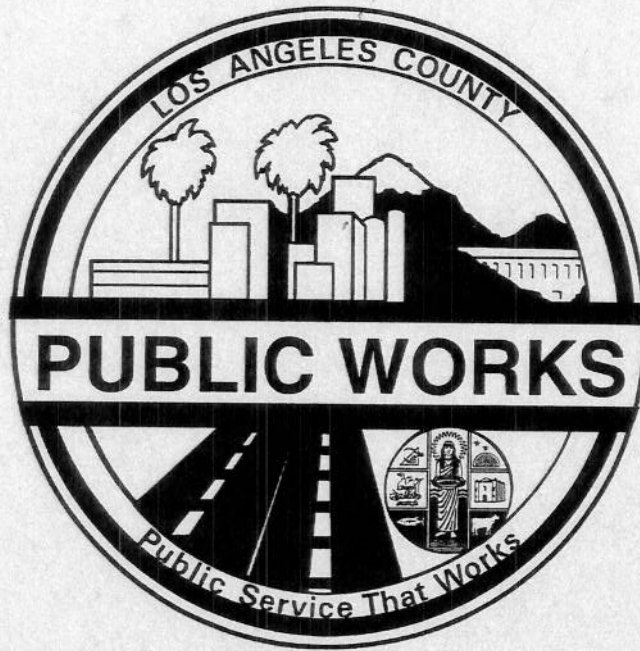
Volume I

Approved, GAIL FARBER, Director of Public Works

By _____

Deputy Director

4/20/10
Date



NOTICE INVITING BIDS,

SPECIAL PROVISIONS

AND

SAMPLE AGREEMENT

FOR

PROJECT ID NO. FCC0000496

MORRIS DAM
INLET/OUTLET REHABILITATION PROJECT

Volume II

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DATE

SACHI A. HAMAI
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

By [Signature], Deputy

Approved, GAIL FARBER, Director of Public Works

By

[Signature]
Deputy Director

4/20/10
Date